

Alan Stuart Graf, OSB # 92317
peopleslawyer@qwest.net
Kimberly K. Tucker, OSB # 02106
kktpeopleslawyer@qwest.net
Alan Stuart Graf, P.C.
1020 SW Taylor St., Ste. 230
Portland Oregon 97205
Ph: (503) 452-2375 Fax: (503) 464-9821
Attorneys for Plaintiff

REC'D 05 NOV 14 13:24 USDC-ORP

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

RUSSELL PESTERFIELD,

CV 03-582-RE

Plaintiff,

v.

ORDER GRANTING
ATTORNEYS' FEES UNDER
42 U.S.C. § 406(b)

JO ANNE B. BARNHART
Commissioner of Social Security,

Defendant.

Attorneys' fees in the amount of \$17,721.00 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds that this is a reasonable fee in light of the circumstances in this case. Previously, this court awarded Plaintiff attorney fees in the amount of \$4584.28 under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the 406(b) check for payment to Plaintiff's attorney, the agency is directed to subtract the amount previously awarded under the EAJA and send Plaintiff's attorneys the balance of \$13,136.72, minus any applicable processing fees as allowed by statute.

DATED this 14 day of Nov, 2005.


United States District Judge

Presented by:

/s/ Kimberly K. Tucker
Kimberly K. Tucker
Of Attorneys for Plaintiff

ORDER GRANTING ATTORNEYS' FEES